THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

Review W.P.M.P.No.31880 of 2006
In
Writ Petition No.10985 of 1998

ORDER:

This review petition is filed by the writ petitioner to review the order dated 08.03.2004 passed by this Court in W.P.No.10985 of 1998 by directing the respondents to treat the period from the date of removal to the date of reinstatement of the petitioner into service as continuous service, for the purpose of seniority and consequential promotional prospects including notional fixation of pay.

After hearing both the counsel, this Court disposed of the writ petition on 08.03.2004 in the following manner:

> "I have perused the award under challenge as well as other material on record. Though the award under challenge does not require any interference, but in view of the fact that the petitioner had put in 12 years of long service without any blemish, I deem it appropriate to direct the 1st respondent to take that service into consideration for future promotions etc., on humanitarian considerations.
>
> Subject to the above modification the writ petition is disposed of. No costs."

Now the grievance of the petitioner is that though this Court directed the first respondent to take the earlier service of the petitioner also into consideration, the respondents are not taking the same into consideration for the purpose of promotion, fixation of pay, etc. Hence, the petitioner sought appropriate direction in this regard.

In the light of the submissions made by the learned counsel for the petitioner, the respondents are hereby directed to take the twelve

years' service put in by the petitioner into consideration for the purpose of promotion and fixation of pay, etc. It is made clear that the petitioner is not entitled to back wages.

Accordingly, this review petition is disposed of.

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17.01.2007

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